

port it back to the Senate with the recommendation that it do pass, and that it be not printed.

BECK, Chairman.

Committee Room,

Austin, Texas, July 16, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 19, A bill to be entitled "An Act amending House Bill No. 738 Section one, three, eleven, twelve and seventeen as passed by the 41st Legislature Regular Session, relating to the duties of the County Board of Education and the County Superintendent of counties with an area of nine hundred and seventy-seven square miles and a population of not less than 15,000 nor more than 20,000 according to the last preceding Federal census, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and being a local bill that it be not printed.

NEAL, Chairman.

TENTH DAY.

(Continued.)

Senate Chamber,

Austin, Texas,

Wednesday, July 17, 1929.

The Senate met at 9:00 o'clock a. m., pursuant to recess, and was called to order by Lieutenant Governor, Barry Miller.

President Pro Tem Sworn In.

The Chair appointed Senators Parrish, Love and Woodward to escort President Pro Tem Ad Interim—elect Berkeley to the platform, where the Chair administered the oath of office.

The Chair introduced President Pro Tem Berkeley, who briefly addressed the Senate.

House Bill No. 23.

The Chair laid before the Senate by unanimous consent the following bill:

H. B. No. 23, A bill to be entitled "An Act to levy and collect annually a Three Dollar road tax against all

able-bodied male citizens of those counties in Texas having more than thirty-one thousand inhabitants and less than thirty-two thousand inhabitants as shown by the 1920 census, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The Committee report was adopted.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 23 was put on its second reading by the following vote:

Yeas—23.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Pollard.
Greer.	Russek.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Witt.
Love.	Woodul.
Martin.	Woodward.
Miller.	

Absent.

Gainer.

Absent—Excused.

Cousins.	Small.
McFarlane.	Stevenson.
Parr.	Wirtz.
Patton.	

The bill was read second time and passed to third reading.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 23 was put on its third reading and final passage, by the following vote:

Yeas—23.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Pollard.
Greer.	Russek.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Witt.
Love.	Woodul.
Martin.	Woodward.
Miller.	

Absent—Excused.

Cousins.	Patton.
Gainer.	Small.
McFarlane.	Stevenson.
Parr.	Wirtz.

The bill was read third time and finally passed by the following vote:

Yeas—23.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Pollard.
Greer.	Russek.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Witt.
Love.	Woodul.
Martin.	Woodward.
Miller.	

Absent—Excused.

Cousins.	Patton.
Gainer.	Small.
McFarlane.	Stevenson.
Parr.	Wirtz.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

S. B. No. 20.	S. B. No. 24.
S. B. No. 22.	S. B. No. 23.
S. B. No. 26.	S. B. No. 25.

Bills and Resolutions.

By Senator Moore:

S. B. No. 29, A bill to be entitled "An Act to amend the special road law for Rockwall County, Texas, etc., and declaring an emergency."

Read first time and referred to Committee on State Highways and Motor Traffic.

Simple Resolution No. 10.

Senator Woodward sent up the following resolution:

Whereas, During the Regular Session of the Fortieth Legislature, by resolution duly adopted by the Senate, the ceiling, furniture and balcony of the Senate Chamber, including committee rooms, were ordered to be cleansed and refinished; and,

Whereas, The rear corridor of the

Senate Chamber was not included in said resolution; and,

Whereas, Said rear corridor is in bad condition and needs to be cleansed and re-finished in keeping with the other rooms of the Senate; therefore, be it

Resolved, That the State Board of Control be and it is hereby authorized and directed to have the rear corridor cleansed and re-finished in keeping with the remainder of the Senate Chamber, the expense to be paid out of the contingent fund; and,

Whereas, The two paintings in the Senate Chamber, to-wit: The Alamo and San Jacinto pictures, have been ordered re-framed and,

Whereas, Steel guards have been ordered placed in the windows of the Senate; therefore, be it further

Resolved, By the Senate that Captain Holt, Sergeant at Arms of the Senate, be and is hereby retained during the progress of said work aforesaid to look after the interest of the Senate during the progress of said work.

WOODWARD.

The resolution was read and adopted.

Message from the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has failed to pass the following bill as amended:

S. B. No. 13, A bill to be entitled "An Act for the relief of Annona Independent School District in Red River County, Texas, in order to aid said School District in the payment of debts incurred in the reconstruction of public property destroyed in that community by fire, and subsequently partially destroyed by a local cyclone; granting and appropriating to said School District the sum of Eight Thousand Dollars (\$8,000.-00), etc., and declaring an emergency."

The House has adopted the following resolution:

S. C. R. No. 2 as amended, relating to the printing of the laws of

the Third Called Session of the 41st Legislature.

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Senate Bill No. 29.

The Chair laid before the Senate by unanimous consent the following bill:

By Senator Moore:

S. B. No. 29, A bill to be entitled "An Act to amend the special road law for Rockwall County, Texas, etc., and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by a two-thirds vote.

The Committee report was adopted.

On motion of Senator Moore the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 29 was put on its second reading by the following vote:

Yeas—23.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Pollard.
Greer.	Russek.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Witt.
Love.	Woodul.
Martin.	Woodward.
Miller.	

Absent—Excused.

Cousins.	Patton.
Gainer.	Small.
McFarlane,	Stevenson.
Parr.	Wirtz.

The bill was read second time and passed to engrossment.

On motion of Senator Moore the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 24 was put on its third reading and final passage, by the following vote:

Yeas—23.

Beck.	Hyer.
Berkeley.	Love.
Cunningham.	Martin.
DeBerry.	Miller.
Greer.	Moore.
Hardin.	Neal.
Holbrook.	Parrish.
Hornsby.	Pollard.

Russek.	Witt.
Thomason.	Woodul.
Westbrook.	Woodward.
Williamson.	

Absent—Excused.

Cousins.	Patton.
Gainer.	Small.
McFarlane.	Stevenson.
Parr.	Wirtz.

The bill was read third time and finally passed by the following vote:

Yeas—23.

Beck.	Moore.
Berkeley.	Neal.
Cunningham.	Parrish.
DeBerry.	Pollard.
Greer.	Russek.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Witt.
Love.	Woodul.
Martin.	Woodward.
Miller.	

Absent—Excused.

Cousins.	Patton.
Gainer.	Small.
McFarlane,	Stevenson.
Parr.	Wirtz.

Recess.

On motion of Senator Witt, the Senate, at 10:20 o'clock a. m., recessed until 2:00 o'clock p. m.

After Recess.

The Senate met at 2:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

Message from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 22, A bill to be entitled "An Act to repeal Article 922, of the Code of Criminal Procedure, and to substitute therefor a new article, pro-

viding for making of affidavit of insanity of a defendant after conviction."

Respectfully submitted,
LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following:

S. C. R. No. 2.
S. C. R. No. 3.

House Bill Referred.

H. B. No. 22 referred to Committee on Criminal Jurisprudence.

Recess.

On motion of Senator Miller, the Senate recessed until 9:00 o'clock tomorrow morning.

APPENDIX.

Committee on Engrossed Bills.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 29 carefully examined and compared, and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee on Enrolled Bills.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. C. R. No. 2 carefully examined and compared, and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 20

carefully examined and compared, and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 22 carefully examined and compared, and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 23 carefully examined and compared, and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 24 carefully examined and compared, and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 25 carefully examined and compared, and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 26 carefully examined and compared,

and find the same correctly enrolled, and have this day at 2:30 o'clock p. m., presented the same to the Governor for his approval.

WITT, Chairman.

Committee Reports.

Committee Room,
Austin, Texas, July 16, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Educational Affairs, to whom was referred

H. B. No. 23, A bill to be entitled "An Act to levy and collect annually a Three Dollar road tax against all able-bodied male citizens of those counties in Texas having more than thirty-one thousand inhabitants and less than thirty-two thousand inhabitants as shown by the 1920 census, who are between the ages of twenty-one and forty-five years; providing the manner of assessment and collection of said tax, providing a penalty for failure to pay said tax, and repealing all laws in conflict therewith; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

NEAL, Chairman.

Committee Room,
Austin, Texas, July 17, 1929.
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Criminal Jurisprudence, to whom was referred

H. B. No. 22, A bill to be entitled "An Act to repeal Article 922 of the Code of Criminal Procedure and to substitute therefor a new Article, providing for making of affidavit of insanity of a defendant after conviction; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MILLER, Chairman.

TENTH DAY.

(Continued.)

Senate Chamber,
Austin, Texas,
Thursday, July 18, 1929.
The Senate met at 9 o'clock a. m.,

pursuant to recess, and was called to order by President Pro Tem Gus Russek.

Petitions and Memorials.

(See Appendix.)

Committee Reports.

(See Appendix.)

Senators Excused.

On motion of Senator Hornsby, Senator Westbrook was excused for the day on account of illness in his family.

Messages from the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,
Austin, Texas, July 17, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has failed to pass

S. C. R. No. 7—Relating to the recalling of H. C. R. No. 4 from the Governor's office.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Hall of the House of Representatives,
Austin, Texas, July 17, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 4—Relating to the sanitary condition of the State Capitol Building.

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Recess.

On motion of Senator Hornsby, the Senate, at 9:30 o'clock a. m., recessed until 10 o'clock tomorrow morning.

APPENDIX.

Petitions and Memorials.

(TELEGRAM COPY.)

Dallas, Texas 16, 423P.
Hon. George C. Purl,
House of Representatives,
Austin, Texas.